HON'BLE SRI JUSTICE P.S. NARAYANA

WRIT PETITION No.26330 of 2007

Date: December 20, 2007

Between:
T. Kasaiah. … Petitioner

And

1. The Collector (Civil Supplies),
   Adilabad and 2 others. … Respondents

* * *

ORDER:

Learned Government Pleader for Civil Supplies had taken notice on 11.12.2007 and requested time to get instructions.

2. The writ petition is filed for a writ of *Mandamus* to declare action of the respondents in sealing the premises of shop No.16, Balajinagar, Kagaznagar, Adilabad District, for which petitioner is the authorized fair price shop dealer and in not releasing stocks of essential commodities to the petitioner for the months of November and December 2007, as illegal, arbitrary, without jurisdiction and violative of principles of natural justice and consequently to direct the respondents to remove forthwith the seals effected on petitioner's premises i.e., shop No.16, Balajinagar, Kagaznagar, Adilabad District and supply essential commodities to him as long as his authorization is in tact and pass such other suitable orders.

3. Several facts had been narrated in the affidavit filed in support of the writ petition. The proceedings of the Sub-Collector, Asifabad, dated 05.11.2007 is placed before this Court. It is stated that the petitioner already had filed an appeal on 15.12.2007 before

first respondent and the said appeal is pending disposal.

4. In view of the facts and circumstances, let the first respondent dispose of the appeal within a period of six weeks. Till then, let the petitioner be permitted to distribute the commodities.

5. The writ petition is disposed of accordingly. No costs.

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(P.S. NARAYANA, J)

Date: December 20, 2007.
BSB